

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

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CHESTER PARK VIEW, LLC, and LAZAR
OSTREICHER,

Plaintiffs,

Notice of Motion
23-cv-05432-CS

v.

BEN SCHLESINGER, MARVIN
LIPSCHITZ, a/k/a MARVIN LIPSHUTZ,
MORDECHAI BECK and MEIR BERGER

Defendants.

-----X

SIRS:

PLEASE TAKE NOTICE that upon the annexed declaration of John W. Mitchell, Esq., co-counsel to the Defendants Rabbi Mordechai Beck and Meir Berger (hereafter the “Defendants”), and upon the Notice of Motion and the Memorandum of Law submitted herewith, and upon Plaintiffs’ First Amended Complaint (“FAC”) and all prior proceedings heretofore had herein, the undersigned counsel will move this Court, before the Honorable Cathy Seibel, United States District Court Judge for Southern District of New York, at the Hon. Charles L. Briant Jr. United States Courthouse, located at 300 Quarropas Street, White Plains, NY 10601, on a date and time to be set by the Court, for an Order imposing sanctions, pursuant to Rule 11(c) of the Federal Rules of Civil Procedure, 28 U.S.C. 1927 and the inherent and supervisory powers of this Court, against Plaintiffs, Chester Park View LLC and Lazar Ostreicher and their counsel Matthew Henry Sheppe, Esq., and directing, *inter alia*, that Plaintiffs and their counsel be ordered to pay to the Defendant, all attorney fees and other expenses and costs expended in the defense of Plaintiffs’ frivolous law suit; and for such other and further relief as to this Court may seem just and proper.

Dated: Bedford, New York
September 26, 2023

Hodges Walsh & Burke, LLP

/s/ Michael K. Burke

By: Michael Kennedy Burke, Esq.
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To:
The Honorable Cathy Seibel
United States District Judge
Southern District of New York

Clerk of The Court
Southern District of New York

Via Email:
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